



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

BEARY, et al.

Serial No.: 10/773,067

Filed: February 5, 2004

Confirmation No.: 6043

Atty. File No.: 41992-00667

For: "HIGH ACCURACY ANGULAR
RESOLUTION AND
MEASUREMENT"

) Group Art Unit: 3643

) Examiner: Swiatek, Robert P.

RESPONSE TO RESTRICTION
REQUIREMENT

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT this correspondence or fee is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on: November 8, 2005

MARSH FISCHMANN & BREYFOGLE LLP

By: 
LORI LANE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits this Response to Restriction Requirement to address the Office Action having a mailing date of October 11, 2005. Although Applicant does not believe any extension is necessary or that any fees are due in connection with the filing of this Response, please consider this a petition under 37 CFR 1.136 for an extension, if any, required to maintain the pendency of the present application and charge the required extension fee and other fees, if any, due in connection with this Response to Deposit Account No. 50-1419.

In the October 11, 2005 Office Action, the Examiner has taken the position that the above-identified patent application has claims directed to distinct inventions, namely Group I (Claims 1-10) drawn to a measurement system installed on a spacecraft, and Group II (Claims 11-26) drawn to a system and method for determining the position of a selected location.

Applicant hereby elects to prosecute Group II (Claims 11-26) in this patent application. However, Applicant respectfully reserves the right to pursue Group I (Claims 1-10) in a subsequent divisional/continuation application.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

Date: Nov. 8, 2005

By: Robert B. Berube

Robert B. Berube, Esq.

Registration No. 39,608

3151 South Vaughn Way, Suite 411

Aurora, Colorado 80014

Telephone: (303) 338-0997

Facsimile: (303) 338-1514